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Elimination Of State Nonindustrial Disability Insurance.

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#646



Office of the Secretary of State
Tony Miller
Acting Secretary of State

1230 J Street
Sacramento, California 95814

ELECTIONS DIVISION
(916) 445-0820

For Hearing and Speech Impaired
Only:
(800) 833-8683

October 4, 1994

TO: ALL COUNTY CLERKS/REGISTRARS OF VOTERS AND
PROPONENT (94252)

FROM:


CATHY MITCHELL
INITIATIVE COORDINATOR

Pursuant to Elections Code section 3520(b), you are hereby notified that the total number of signatures to the hereinafter named proposed INITIATIVE STATUTE filed with all county elections officials is less than 100 percent of the number of qualified voters required to find the petition sufficient; therefore, the petition has failed.

TITLE: ELIMINATION OF STATE NONINDUSTRIAL
DISABILITY INSURANCE.
INITIATIVE STATUTE.

SUMMARY DATE: April 26, 1994

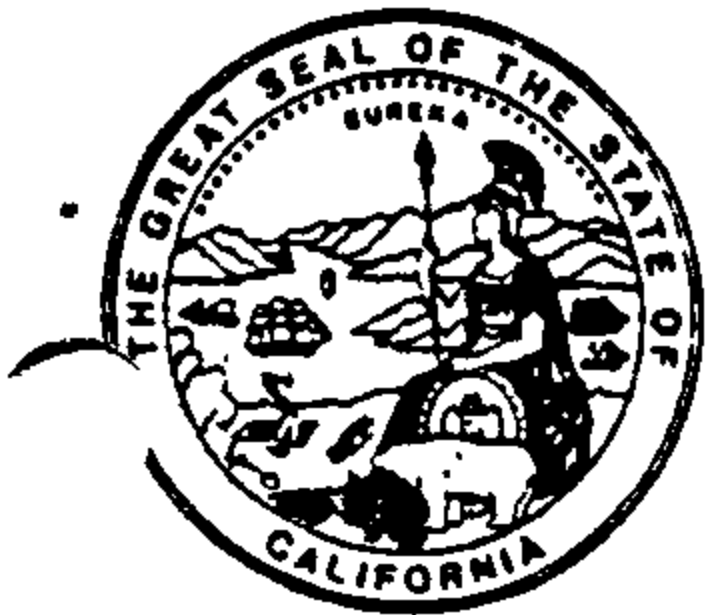
PROPONENT: Glen J. DuLac

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April 26, 1994

TO ALL REGISTRARS OF VOTERS, OR COUNTY CLERKS, AND PROPONENT (94104)

Pursuant to Section 3513 of the Elections Code, we transmit herewith a copy of the Title and Summary prepared by the Attorney General on a proposed Initiative Measure entitled:

ELIMINATION OF STATE NONINDUSTRIAL DISABILITY INSURANCE.
INITIATIVE STATUTE.

Circulating and Filing Schedule

1. Minimum number of signatures required 384,974
Cal. Const., Art. II, Sec. 8(b).
2. Official Summary Date Tuesday, 04/26/94
Elec. C., Sec. 3513.
3. Petition Sections:
 - a. First day Proponent can circulate Sections for
signatures Tuesday, 04/26/94
Elec. C., Sec. 3513.
 - b. Last day Proponent can circulate and file with
the county. All sections are to be filed at
the same time within each county Thursday, 09/22/94
Elec. C., Secs. 3513, 3520(a)
 - c. Last day for county to determine total number of
signatures affixed to petition and to transmit total
to the Secretary of State Tuesday, 10/04/94

(If the Proponent files the petition with the county on a date prior to 09/22/94, the county has eight working days from the filing of the petition to determine the total number of signatures affixed to the petition and to transmit the total to the Secretary of State.) Elec. C., Sec. 3520(b).



ELIMINATION OF STATE NONINDUSTRIAL DISABILITY INSURANCE.
INITIATIVE STATUTE.

April 26, 1994

Page 2

d. Secretary of State determines whether the total number of signatures filed with all county clerks meets the minimum number of required signatures, and notifies the counties Thursday, 10/13/94*

e. Last day for county to determine total number of qualified voters who signed the petition, and to transmit certificate with a blank copy of the petition to the Secretary of State Tuesday, 11/29/94

(If the Secretary of State notifies the county to determine the number of qualified voters who signed the petition on a date other than 10/13/94, the last day is no later than the thirtieth day after the county's receipt of notification.)
Elec. C., Sec. 3520(d), (e).

f. If the signature count is more than 423,472 or less than 365,726 then the Secretary of State certifies the petition has qualified or failed, and notifies the counties. If the signature count is between 365,726 and 423,472 inclusive, then the Secretary of State notifies the counties using the random sampling technique to determine the validity of all signatures Friday, 12/09/94*

g. Last day for county to determine actual number of all qualified voters who signed the petition, and to transmit certificate with a blank copy of the petition to the Secretary of State Monday, 01/23/95

(If the Secretary of State notifies the county to determine the number of qualified voters who have signed the petition on a date other than 12/09/94, the last day is no later than the thirtieth working day after county's receipt of notification.)
Elec. C., Sec. 3521(b), (c).

h. Secretary of State certifies whether the petition has been signed by the number of qualified voters required to declare the petition sufficient Friday, 01/27/95*

* Date varies based on receipt of county certification.

ELIMINATION OF STATE NONINDUSTRIAL DISABILITY INSURANCE.
INITIATIVE STATUTE.

April 26, 1994

Page 3

4. The Proponent of the above-named measure is:

Glen J. DuLac
P.O. Box 6313
Huntington Beach, CA 92615
(714) 968-8570

5. Important Points:

- (a) California law prohibits the use of signatures, names and addresses gathered on initiative petitions for any purpose other than to qualify the initiative measure for the ballot. This means that the petitions cannot be used to create or add to mailing lists or similar lists for any purpose, including fund raising or requests for support. Any such misuse constitutes a crime under California law. Elections Code section 29770; *Bilofsky v. Deukmejian* (1981) 123 Cal.App. 3d 825, 177 Cal.Rptr. 621; 63 Ops. Cal.Atty.Gen. 37 (1980).
- (b) Please refer to Elections Code sections 41, 41.5, 44, 3501, 3507, 3508, 3517, and 3519 for appropriate format and type consideration in printing, typing, and otherwise preparing your initiative petition for circulation and signatures. Please send a copy of the petition after you have it printed. This copy is not for our review or approval, but to supplement our file.
- (c) Your attention is directed to the campaign disclosure requirements of the Political Reform Act of 1974, Government Code section 81000 et seq.
- (d) When writing or calling state or county elections officials, provide the official title of the initiative which was prepared by the Attorney General. Use of this title will assist elections officials in referencing the proper file.
- (e) When a petition is presented to the county elections official for filing by someone other than the proponent, the required authorization shall include the name or names of the persons filing the petition.
- (f) When filing the petition with the county elections official, please provide a blank petition for elections official use.

Sincerely,



CATHY MITCHELL
INITIATIVE COORDINATOR

Attachment: POLITICAL REFORM ACT OF 1974 REQUIREMENTS

DANIEL E. LUNGREN
Attorney General

State of California
DEPARTMENT OF JUSTICE



1515 K STREET, SUITE 511
P.O. Box 944255
SACRAMENTO, CA 94244-2550
(916) 445-9555

(916) 324-5490

April 26, 1994

FILED
In the office of the Secretary of State
of the State of California

Tony Miller
Acting Secretary of State
1230 J Street
Sacramento, CA 95814

APR 26 1994

TONY MILLER
Acting Secretary of State
[Signature]
Deputy

Re: Initiative Title and Summary
Subject: ELIMINATION OF STATE NONINDUSTRIAL
DISABILITY INSURANCE. INITIATIVE STATUTE.
File No: SA 94 RF 0013

Dear Mr. Miller:

Pursuant to the provisions of sections 3503 and 3513 of the Elections Code, you are hereby notified that on this day we mailed to the proponent of the above-identified proposed initiative our title and summary.

Enclosed is a copy of our transmittal letter to the proponent, a copy of our title and summary, a declaration of mailing thereof, and a copy of the proposed measure.

According to information available in our records, the name and address of the proponent is as stated on the declaration of mailing.

Sincerely,

DANIEL E. LUNGREN
Attorney General

[Signature of Kathleen F. DaRosa]

KATHLEEN F. DaROSA
Initiative Coordinator

KFD:jm
Enclosures

Date: April 26, 1994
File No: SA94RF0013

The Attorney General of California has prepared the following title and summary of the chief purpose and points of the proposed measure:

ELIMINATION OF STATE NONINDUSTRIAL DISABILITY INSURANCE.

INITIATIVE STATUTE. Prohibits state involvement in nonindustrial disability insurance payments (e.g., wage replacement payments for non-work-related illness, injury or pregnancy). Prohibits state collection of nonindustrial disability premiums. Eliminates the State Disability Insurance which is part of the State Department of Employment Development. Prohibits state involvement in insurance and risk financing, other than workers' compensation. Does not affect State Compensation Insurance Fund or current provisions of Labor and Vehicle Codes. Contains provision regarding changes by voters and severability clause. Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local governments: Decreased special fund revenues and expenditures in the range of \$2 billion to \$3 billion annually from eliminating the Disability Insurance Program. A one-time revenue increase of \$1.7 billion from the transfer of the residual balance of the Unemployment Compensation Disability Fund to the General Fund. Potential General Fund costs in the range of \$39 million annually for support of existing programs partially funded by the disability insurance tax, and lower child support recoupments. Annual savings to various state funds of approximately \$8 million from no longer making disability payments to state employees.

Agents to Agents Licensing Instruction

RECEIVED

MAR 2 1994

INITIATIVE COORDINATOR
ATTORNEY GENERAL'S OFFICE

2/22/94

Attorney Generals Office

Ballet Initiative:

Inclosed is money order for \$200. along with text of proposed initiative.

If possible please title said initiative, The DuLac, Freedom to Choose Initiative.

Thank You.


Glen DuLac

The DuLac, Freedom to Choose Initiative.

Whereas a free market place is necessary for a free state and a free society; whereas, the free market place is better at delivering goods and services than is a government monopoly; the Voters of the State of California do mandate the following: All nonindustrial disability premiums will be voluntary, the State of California will no longer be involved in nonindustrial disability payments. Consumers will have a choice in the purchase of insurance, the State Disability Insurance which is a part of the Employment Development Dept. will make final payments on claims, and then will cease to exist. As of the date of passage, the State of California and any and all of its agencies will cease collection of State Disability Insurance premiums. Further, the State of California will have no further involvement in Insurance or Risk Financing, other than workers' compensation. This initiative does not effect State Comp. Insurance Fund, or current labor codes or current vehicle codes. Any change to this initiative shall only be enacted by a 2/3rds majority of the voters. If any part of this initiative is found unconstitutional, the remaining parts shall stand as law.

Author Glen J. DuLac

POLITICAL REFORM ACT OF 1974 REQUIREMENTS FOR
STATE MEASURE PROPONENTS AND STATE MEASURE COMMITTEES

Any person or combination of persons is considered to be a committee pursuant to Government Code Section 82013(a) if contributions totaling \$1,000 or more are received in a calendar year. These persons must file a Statement of Organization with the Secretary of State within 10 days of qualifying as a committee. (Government Code Section 84101(a))

Committees formed or existing primarily to support or oppose the qualification, passage, or defeat of a state ballot measure and proponents of a state ballot measure who control a committee formed or existing primarily to support the qualification of a measure must file semi-annual, pre-election, and quarterly statements.

Semi-annual statements have closing dates of June 30 (due July 31) and December 31 (due January 31). (Govt. Code Section 84200(a))

Pre-election statements should be filed according to the schedules in Government Code Sections 84200.5, 84200.7, and 84200.8.

Statements required for the first and third quarters of the calendar year cover the periods January 1 through March 31 (due April 30) and July 1 through September 30 (due October 31). These statements are not required during any semi-annual period in which the committee is already required to file pre-election statements pursuant to Subdivision (b) or (c) of Government Code Section 84200.5. (Govt. Code Section 84202.3)

The semi-annual and quarterly requirements continue to apply until the committee either terminates or changes its primary activity and filing duties by filing an amended Statement of Organization with the Secretary of State's Office. These continuing filing requirements are not affected by whether or not the measure qualified for the ballot nor by the amount of the committee's financial activity.

This is a brief summary of the filing requirements. More information can be obtained by reading "Information Manual D on Campaign Disclosure Provisions of the Political Reform Act," the Political Reform Act of 1974 contained in Title 9 of the Government Code, or by contacting the Political Reform Division of the Secretary of State's Office and/or the Technical Assistance and Analysis Division of the Fair Political Practices Commission.

It should be noted that persons receiving money for promoting or opposing an initiative which is to be filed with the Secretary of State or any statewide measure which has qualified for the ballot, must hold the money in trust and may only spend the money for the purpose for which it was entrusted to them as specified in Elections Code Section 29795, or face a possible fine or imprisonment.